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Sheet 2 of 3**Complete if Known**

Application Number	10/766,167
Filing Date	January 28, 2004
First Named Inventor	T. Andrew Simonton
Art Unit	3738
Examiner Name	Thomas Sweet
Attorney Docket Number	MSDI-556/PC947.00

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 6,423,095	07-23-2002	Van Hoeck et al.	
		US- 6,428,544	08-06-2002	Ralph et al.	
		US- 6,432,140	08-13-2002	Lin	
		US- 6,447,548	09-10-2002	Ralph et al.	
		US- 6,458,159	10-01-2002	Thalgott	
		US- 6,471,725	10-29-2002	Ralph et al.	
		US- 6,607,557	08-19-2003	Brosnahan et al.	
		US- 6,610,065	08-26-2003	Branch et al.	
		US- 6,610,089	08-2003	Liu et al.	
		US- 6,719,794	04-2004	Garber et al.	
		US- 6,743,257	06-01-2004	Castro	
		US- 6,746,484	06-08-2004	Liu et al.	
		US- 6,749,636	06-15-2004	Michelson	
		US- 6,890,355	05-10-2005	Michelson	
		US- 2001/0049560	12-06-2001	Paul et al.	
		US- 2002/0062153	05-23-2002	Paul et al.	
		US- 2002/0087212	07-04-2002	James et al.	
		US- 2002/0165550	11-07-2002	Frey et al.	
		US- 2003/0023306	01-30-2003	Liu et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	†
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		FR 2 724 312	04-21-1995	Alby Albert	Figures 1-5	
		FR 2 736 538	07-12-1995	Gastambide Daniel	Figures 1-9	
		FR 2 742 044	12-11-1995	Medinov SA Societe Anonym	Figures 1-5	
		FR 2 795 945	01-12-2001	Bernard et al.		
		FR 2 841 124 A1 *	12-26-2003	Eurosurgical Societe Anon		
		WO 01/03615 A1	01-18-2001	Scientx	Abstract, Figures	

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 801.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language translation is attached.

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